

**Response to Missing Requirements Under
35 USC § 371**

Attorney Docket No.: MEISS85.004APC
 First Named Inventor: Schulz et al.
 Int'l Application No.: PCT/EP03/10125
 US Application No.: 10/534,680
 Entered National Phase: May 12, 2005
 Title: MULTI-LAYER LAMINATE FOR TUBES AND SIMILAR FOIL-TYPE PACKAGING HAVING AN EMBEDDED BARRIER LAYER

Direct all correspondence to Customer No.: 20995

Date: December 21, 2005

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Mail Stop PCT
 United States Patent and Trademark Office
 PO Box 1450
 Alexandria, VA 22313-1450

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Mail Stop: PCT, United States Patent and Trademark Office, PO Box 1450, Alexandria, VA 22313-1450, on

December 21, 2005
 (Date)

Marina L. Gordey, Reg. No. 52,950

Applicant herewith submits to the US Designated/Elected Office (DO/EO/US) the following items and other information:

- (X) This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 USC 371.
- (X) Copy of the Notification of Missing Requirements under 35 USC 371 dated September 22, 2005.
- (X) An Oath or Declaration signed by the inventors (35 USC 371(c)(4)) in 3 pages.
- (X) Power of Attorney of Assignee with a copy of Assignment in 3 pages
- (X) Information Disclosure Statement and Form PTO/SB/08 Equivalent in 3 total pages (IDS and 1449).
- (X) 11 references
- (X) Return prepaid postcard.

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FILING FEES NOT YET PAID:

FEE CALCULATION				
FEE TYPE		LARGE FEE	CALCULATION	TOTAL
Late Oath/Decl.	37 CFR § 1.492(h)	1617 (\$130)		\$130
Excess Claims	34 - 34 = 0	1615 (\$50)	0 x 50 =	\$0
Excess Ind. Claims	2 - 3 = 0	1614 (\$200)	0 x 200 =	\$0
Multiple Claim	37 CFR § 1.492(f)	1616 (\$360)		\$0
1 Month Extension	37 CFR § 1.17(a)(1)	1251 (\$120)		\$120
				SUB TOTAL
The present application qualifies for Small Entity status under 37 CFR § 1.27. Fee reduced by 1/2.				(\$0)
Late English Trans	37 CFR § 1.492(i)	1618 (\$130)		\$0
				TOTAL FEE DUE
				\$250

(X) A check in the amount of \$250 is enclosed to cover the above fees.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 11-1410.


Marina L. Gordey
Registration No. 52,950
Agent of Record
Customer No. 20,995
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01/04/2006 GFREY1 00000037 10534680

01 FC:1617 130.00 UP
02 FC:1251 120.00 OP

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/534,680	Detlev Schulz	MEISS85.004APC
INTERNATIONAL APPLICATION NO.		
PCT/EP03/10125		
I.A. FILING DATE		PRIORITY DATE
09/11/2003		11/15/2002
CONFIRMATION NO. 7411		
371 FORMALITIES LETTER		
 OC000000017071263		

Date Mailed: 09/22/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/12/2005
- English Translation of the IA filed on 05/12/2005
- Copy of the International Search Report filed on 05/12/2005
- Copy of IPE Report filed on 05/12/2005
- Preliminary Amendments filed on 05/12/2005
- Request for Immediate Examination filed on 05/12/2005
- U.S. Basic National Fees filed on 05/12/2005
- Priority Documents filed on 05/12/2005
- Specification filed on 05/12/2005
- Claims filed on 05/12/2005
- Drawings filed on 05/12/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/534,680	PCT/EP03/10125	MEISS85.004APC

FORM PCT/DO/EO/905 (371 Formalities Notice)